

2005 DRAFTING REQUEST

Bill

Received: **01/03/2005**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Tony Staskunas (608) 266-0620**

By/Representing: **Adrienne Ramirez**

This file may be shown to any legislator: **NO**

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies: **MJL**

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Use of personal flotation devices

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mglass 01/05/2005	wjackson 01/05/2005		_____			S&L
/1			rschluet 01/06/2005	_____	lrb_docadmin 01/06/2005	sbasford 01/20/2005	S&L
/2	mglass 02/23/2005	wjackson 02/23/2005	chaugen 02/24/2005	_____	sbasford 02/24/2005	sbasford 02/24/2005	

FE Sent For:

<END>

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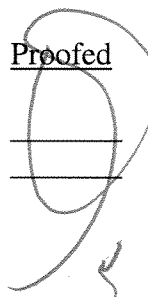
Use of personal flotation devices

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/?	mglass	1/1 wlg 1/5					
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FE Sent For:

<END>

Gibson-Glass, Mary

From: Ramirez, Adrienne
Sent: Monday, December 27, 2004 10:46 AM
To: Gibson-Glass, Mary
Subject: Drafting request

Mary -

Last session you drafted LRB-1811 for Rep. Staskunas. It was introduced as AB 297. Could you please redraft this proposal as amended in the Assembly Natural Resources Committee, for introduction in the 2005 session?

Please don't hesitate to contact me if you have any questions regarding this request.

Thank you,

Adrienne
Office of Rep. Staskunas
6-0620

1453/1RM
not
R

(in editing
1/05)

2005

2003 ASSEMBLY BILL 297

LPS: Please PNF

April 23, 2003 - Introduced by Representatives STASKUNAS, JESKEWITZ, HINES, AINSWORTH, BERCEAU, HUNDERTMARK, J. LEHMAN and VAN ROY, cosponsored by Senator ROESSLER. Referred to Committee on Natural Resources.

- 1 **AN ACT** ^{Reger} *to amend* 30.62 (3) (a); and *to create* 30.62 (3) (c) of the statutes;
- 2 **relating to:** requiring that personal flotation devices be worn by certain
- 3 underage persons in certain boats.

Analysis by the Legislative Reference Bureau

Under current law, each boat must have on it a personal flotation device for each person riding in or on the boat. Under this bill, a person may not operate a boat that is less than 26 feet in length with a motor of more than 25 horsepower unless, during the time the boat is under way, every person on the boat who is 12 years old or younger is wearing a personal flotation device or is in a cabin space or below the deck.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 4 **SECTION 1.** 30.62 (3) (a) [✓] of the statutes is amended to read:
- 5 30.62 (3) (a) Every boat, except a sailboard and except as provided in par. (b)
- 6 pars. (b) and (c), [✓] shall carry at least one personal flotation device prescribed by

ASSEMBLY BILL 297**SECTION 1**

1 federal regulations for each person on board or being attended by the boat, so placed
2 as to be readily accessible and available to the persons.

3 **SECTION 2.** 30.62 (3) (c) of the statutes is created to read:

4 30.62 (3) (c) No person may operate a boat that is less than 26 feet in length,
5 that is being driven by a motor of more than 25 horsepower, and that is under way
6 unless each person on the boat who is 12 years of age or under is wearing a personal
7 flotation device or is in a cabin space or below the deck. The personal flotation device
8 shall be a type I, type II, type III, or type V personal flotation device as specified under
9 33 CFR part 175, subpart B.

10 (END)



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

January 6, 2005

MEMORANDUM

To: Representative Staskunas

From: Mary Gibson-Glass, Senior Legislative Attorney

Re: LRB-1453/1 Use of personal flotation devices

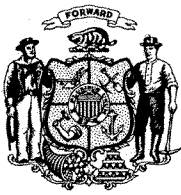
The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

☒ JACKET FOR ASSEMBLY ☐ JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 267-3215 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1453/1

MGG:wlj:rs

8:00
am Thurs

2 RMR

2005 BILL

- 1 AN ACT ^{Regen} ~~to amend~~ 30.62 (3) (a); and ~~to create~~ 30.62 (3) (c) of the statutes;
- 2 relating to: requiring that personal flotation devices be worn by certain
- 3 underage persons in ^{STET recreational} ~~certain~~ boats.

Analysis by the Legislative Reference Bureau

recreational

Under current law, each boat must have on it a personal flotation device for each person riding in or on the boat. Under this bill, a person may not operate a boat that is less than 26 feet in length with a motor of more than 25 horsepower unless, during the time the boat is under way, every person on the boat who is 12 years old or younger is wearing a personal flotation device or is in a cabin space or below the deck.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 4 SECTION 1. 30.62 (3) (a) of the statutes is amended to read:
- 5 30.62 (3) (a) Every boat, except a sailboard and except as provided in par. (b)
- 6 pars. (b) and (c), shall carry at least one personal flotation device prescribed by

BILL**SECTION 1**

1 federal regulations for each person on board or being attended by the boat, so placed
2 as to be readily accessible and available to the persons.

3 **SECTION 2.** ~~30.62 (3) (c)~~ of the statutes is created to read:

4 ~~30.62 (3) (c) No person may operate a boat that is less than 26 feet in length,~~
5 ~~that is being driven by a motor of more than 25 horsepower, and that is under way~~
6 ~~unless each person on the boat who is 12 years of age or under is wearing a personal~~
7 ~~flotation device or is in a cabin space or below the deck. The personal flotation device~~
8 ~~shall be a type I, type II, type III, or type V personal flotation device as specified under~~
9 ~~33 CFR part 175, subpart B.~~

10 ~~(END)~~



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2003 ASSEMBLY BILL 297**

October 15, 2003 - Offered by COMMITTEE ON NATURAL RESOURCES.

1 **AN ACT** *to renumber and amend* 30.62 (3) (a); and *to create* 30.62 (3) (ag) and
2 30.62 (3) (c) of the statutes; **relating to:** requiring that personal flotation
3 devices be worn by certain underage persons in certain boats.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 30.62 (3) (a) of the statutes is renumbered 30.62 (3) (ar) and
5 amended to read:

6 30.62 (3) (ar) Every boat, except a sailboard and except as provided in par. (b),
7 shall carry at least one personal flotation device prescribed by federal regulations for
8 each person on board or being attended by the boat, and, except as provided in pars.
9 (b) and (c), the personal flotation devices shall be so placed as to be readily accessible
10 and available to the persons.

11 **SECTION 2.** 30.62 (3) (ag) of the statutes is created to read:

30.62 (3) (ag) In this subsection, “recreational boat” means a boat that is being used for pleasure.

SECTION 3. 30.62 (3) (c) of the statutes is created to read:

30.62 (3) (c) No person may operate a recreational boat that is less than 26 feet in length and that is under way unless each person on the recreational boat who is 12 years of age or under is wearing a personal flotation device or is in a cabin space or below the deck. The personal flotation device shall be a type I, type II, type III, or type V personal flotation device as specified under 33 CFR part 175, subpart B. A recreational boat is under way if it is not aground, is not anchored or moored, and is not made fast to a structure or to the shore.

(END)